



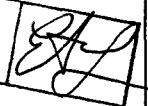
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BEFORE THE ARIZONA CORPORATION COMMISSION
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2015 MAY -4 P 2:39

AZ CORP COMMISSION
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DOCKET NO. S-20906A-14-0063

In the matter of:

CONCORDIA FINANCING
COMPANY, LTD, a/k/a "CONCORDIA
FINANCE,"ER FINANCIAL & ADVISORY
SERVICES, L.L.C.,

LANCE MICHAEL BERSCH, and

DAVID JOHN WANZEK and LINDA
WANZEK, husband and wife,

Respondents.

**SECURITIES DIVISION'S STATUS
REPORT REGARDING THE SUPERIOR
COURT'S DENIAL OF MOTION TO
STAY ADMINISTRATIVE CASE
PENDING APPEAL****ORIGINAL**

On Monday, May 4, 2015, the Honorable J. Richard Gama held a hearing on the Motion To Stay Administrative Hearing Pending Appeal filed by Lance Michael Bersch, David John Wanzek and Linda Wanzek (collectively, "Messrs. Bersch and Wanzek") in *Lance Michael Bersch et al. v. State of Arizona et al.*, Maricopa County Superior Court Case No. LC2014-000415-001 ("the Special Action"). The parties to the Special Action appeared through their counsel.

Following oral argument, the Court ruled from the bench and denied the Motion To Stay Administrative Hearing Pending Appeal. The Court stated it was not planning to issue a minute entry, but that it found based upon parties' briefs and oral argument:

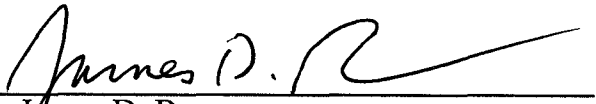
- Messrs. Bersch and Wanzek did not demonstrate a likelihood of success on the merits of their appeal;

- Messrs. Bersch and Wanzek did not demonstrate they would suffer irreparable harm if the stay did not issue, and that they have an adequate remedy by appeal following an administrative hearing;
- A stay would substantially harm the Arizona Corporation Commission; and
- A stay would not be in the public interest.

To enable Messrs. Bersch and Wanzek to apply to the Arizona Court of Appeals for a stay of administrative hearing pending their appeal, the Court issued a temporary 30-day stay. Upon inquiry from undersigned counsel, the Court stated that the 30-day stay applies only to an evidentiary hearing before the Commission, i.e. the administrative hearing, and not to the telephonic procedural conference set for May 7, 2015 at 10:00 a.m.

RESPECTFULLY SUBMITTED this 4th day of May, 2015.

ARIZONA CORPORATION COMMISSION

By 
James D. Burgess
Attorney for the Securities Division
Arizona Corporation Commission

1 ORIGINAL and 8 copies of the foregoing
2 Response to Motion to Continue Hearing
3 filed this 4th day of May, 2015, with:

4 Docket Control
5 Arizona Corporation Commission
6 1200 W. Washington St.
7 Phoenix, AZ 85007

8 COPY of the foregoing hand-delivered
9 this 4th day of May, 2015, to:

10 The Honorable Mark H. Preny
11 Administrative Law Judge
12 Arizona Corporation Commission
13 1200 W. Washington St.
14 Phoenix, AZ 85007

15 COPIES of the foregoing sent via
16 U.S. Mail and email this 4th day of May, 2015, to:

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